

Nebraska Public Service Commission

300 The Atrium, 1200 N Street

P.O. Box 94927

Lincoln, Nebraska 68509-4927

(402) 471-3101

Nebraska Consumer Hot Line 1-800-526-0017

Fax (402) 471-0254

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July 2, 1998

BY FEDERAL EXPRESS

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Magalie Roman Salas, Secretary
Federal Communications Commission
1919 M Street, NW, Room 222
Washington, DC 20554

Re: CC Docket No. 98-56
FCC 98-72

Dear Ms. Salas:

Enclosed please find the original and four copies of the
Nebraska Public Service Commission's comments, as well as a
diskette, in the above docket.

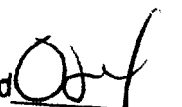
Sincerely,


John Doyle
Staff Attorney

rp

Enclosures

No. of Copies rec'd
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COMMISSIONERS:
ANNE C. BOYLE
LOWELL C. JOHNSON
ROD JOHNSON
FRANK E. LANDIS
DANIEL G. URWILLER

EXECUTIVE DIRECTOR:
ROBERT R. LOGSDON

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Before the
Federal Communications Commission
Washington, D.C. 20554

In the Matter Of)	
)	
Performance Measurements and)	CC Docket 98-56
Reporting Requirements)	RM-9101
For Operations Support Systems,)	
Interconnection, and Operator)	
Services and Directory)	
Assistance.)	

REPLY COMMENTS OF THE NEBRASKA PUBLIC SERVICE COMMISSION

The Nebraska Public Service Commission (NPSC) respectfully submits the following reply comments in response to the Federal Communications Commission's (FCC's) Notice of Proposed Rulemaking issued April 17, 1998.

We commend the FCC on its efforts to review this difficult and complex issue and we appreciate the opportunity to provide our opinions on this matter.

As stated by the Washington Utilities and Transportation Commission (WUTC) in its comments, we agree that the FCC should adopt model, non-binding operations support systems performance measurements and reporting guidelines. This will greatly facilitate state implementation, monitoring and enforcement.

We believe non-binding standards will help ensure that incumbent local exchange companies do not discriminate against competitors in favor of themselves. While we urge the FCC to issue non-binding measurements and guidelines, we believe that the FCC's rules should not preclude states from developing their own additional measurements and procedures.

State-specific measurements and guidelines may be appropriate and in fact, more effective in certain circumstances.

States should also be able to assess penalties for violations as they deem necessary. In other words, state commissions should be able to determine whether uniform penalties should apply for every violation or whether each violation should be assessed a penalty on a case-by-case basis.

In conclusion, we believe the comments filed by the WUTC are fair and reasonable. We appreciate the opportunity to comment and we urge the FCC to give the WUTC's comments consideration in this rulemaking docket.

The NPSC respectfully submits these reply comments in response to the Notice of Proposed Rulemaking, released April 17, 1998.

Respectfully submitted,

A large, stylized handwritten signature in black ink, appearing to read 'Howell C. Johnson', is written over a horizontal line.

Howell C. Johnson
Chairman
Nebraska Public Service Commission
300 The Atrium, 1200 N Street
Lincoln, Nebraska 68508

Dated: July 2, 1998

Certificate of Service

I do hereby certify that I have this 2nd day of July, 1998 served the following parties to this action with a copy of the foregoing reply comments by placing a true and correct copy of the same in the United States mail, postage prepaid, addressed to the parties on the attached service list.



John A. Doyle, Jr.

James Lanni
Rhode Island Division of Public Utilities
100 Orange Street
Providence RI 02903

Charles F. Larken
Vermont Department of Public Service
120 State Street
Montpelier VT 05602

Keikki Lessment
New Jersey Board of Public Utilities
2 Gateway Center
Newark NJ 07102

Mary Sisak
District of Columbia
Public Service Commission
450 Fifth Street, Suite 800
Washington DC 20001

International Transcription Services, Inc.
1231 20th Street
Washington DC 20036

Joel B. Shifman
Maine Public Utility Commission
State House Station 18
Augusta ME 04865

Rita Barmen
Vermont Public Service Board
89 Main Street
Montpelier VT 05602

Veronica Smith
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105

Brad Ramsay
NARUC
P.O. Box 684
Washington, DC 20044

Mary Newmeyer
Alabama Public Service Commission
1 Court Square, Suite 117
Montgomery AL 36104

Archie R. Hickerson
Tennessee Public Service Commission
460 James Robertson Parkway
Nashville, TN 37219

Ronald Choura
Michigan Public Service Commission
6545 Mercantile Way
Lansing, MI 48910

Gary Evenson
Wisconsin Public Service Commission
P.O. Box 7854
Madison, WI 53707

Sam Loudenslager
Arkansas Public Service Commission
1200 Center Street
P.O. Box C-40
Little Rock, AR 72203

Marsha Smith
Idaho Public Utilities Commission
Statehouse
Boise, ID 83720

Mary Adu
California PUC
505 Van Ness Ave.
San Francisco, CA 94102

Tom Wilson
Washington UTC
1300 S. Evergreen Park Drive, S.W.
Box 47250
Olympia, WA 98504

Sandy Ibaugh
Indiana Utility Regulatory Commission
901 State Office Building
Indianapolis, IN 46204

Mary Street
Iowa Utilities Board
Lucas Building, 5th Floor
Des Moines, IA 50316

Gordon L. Persinger
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Maribeth Swapp
Oklahoma Corporation Commission
400 Jim Thorpe Bldg.
Oklahoma City, OK 73105

Commission Joan Smith
Oregon PUC
Labor & Industries Bldg.
Room 330
Salem, OR 97310

Janice Myles
Federal Communications Commission
1919 M Street, NW
Room 544
Washington DC 20554

Karen Hammel
Montana PSC
P.O. Box 202601
Helena, MT 59620-2601

Wanda Harris
Federal Communications Commission
1919 M Street
Room 518
Washington, DC 20554

Chairman
Maryland Public Service Commission
6 St. Paul Street, 16th Floor
Baltimore, MD 21202-6806